IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 19TH FEBRUARY 2007 / 30TH MAGHA 1928

WP(C).No. 5435 of 2007(V)

PETITIONER:

P.NARAYANAN NAIR, AGED 56,
S/O.PADMANABHAN NAIR, CHEMMAYATHU HOUSE,
IRINGOLE P.O, VIA. PERUMBAVOOR, (DRIVER,
RETIRED K.S.R.T.C, N.PARUR).

BY ADV. SRI.P.JAYAKUMAR
SRI.V.N.MOHANADASAN

RESPONDENTS:

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1. MANAGING DIRECTOR,
KERALA STATE ROAD TRANSPORT CORPORATION,
TRANSPORT BHAVAN, TRIVANDRUM.

2. ASSISTANT TRANSPORT OFFICER,
K.S.R.T.C., N.PARUR.

BY JOHNSON P. JOHN, SC, KSRTC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 5435 OF 2007

Dated this the 19th day of February, 2007

JUDGMENT

The learned counsel for the petitioner submits that even as per the guidelines formulated by this Court through the judgment in WA No.289 of 2001, the turn of the petitioner for receiving retiral benefits has arrived. Counsel referred to Ext.P4 which will show that amounts due to the petitioner by way of Gratuity has already been paid. I do not find any reason as to why the amount by way of Commuted Value of Pension is not paid to the petitioner simultaneously with Gratuity.

2. Having regard to the submissions of Sri.P.Jayakumar, learned counsel for the petitioner, and Sri.Johnson P. John, learned Standing Counsel, who has taken notice on behalf of respondents, the Writ Petition will stand allowed with the following directions:

The respondents will pay all the amounts due to the petitioner by way of Commuted Value of Pension within six weeks of receiving copy of this judgment.

PIUS C. KURIAKOSE, JUDGE

btt